

IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

UNITED STATES OF AMERICA	)	
	)	NO. 3:10-cr-00250
v.	)	
	)	JUDGE TRAUGER
MATTHEW PAUL DEHART	)	

**RESPONSE TO MOTION TO APPEAR *PRO HAC VICE***  
**AS *PRO BONO* COUNSEL**

Defendant's appointed counsel responds to the Motion to Appear *Pro Hac Vice* as *Pro Bono* Counsel. Counsel respectfully moves the Court to defer any ruling on representation issues until defendant returns to this district. Counsel would show:

1. Defendant has been out of this Court's jurisdiction seeking refugee status in Canada since April 2013. Defendant was denied refugee status and will be returned to the United States sometime after March 1, 2015 (Docket No. 210). It is expected that defendant will be ultimately returned to the Middle District and placed in pretrial detention, a process that may take several weeks. Counsel requests time to meet and confer with defendant before further addressing any representation issues.

2. The representation issues in this case are important, for several reasons, and can not be resolved until defendant is returned to this district and counsel has had an opportunity to meet with defendant, discuss representation issues with the *pro hac vice* movant, and better understand the current status and positions of those involved.

3. Undersigned is the fourth lawyer to represent defendant in this matter. Representation issues have already impacted and prolonged the litigation. Proceeding deliberately and carefully at this juncture will serve several legitimate interests, including judicial economy and effective assistance of counsel. A hearing is likely and cannot be held until after the defendant's return.

RESPECTFULLY SUBMITTED,

s/ Michael E. Terry  
MICHAEL E. TERRY (BPRN 3856)  
STEPHANIE H. GORE (BPRN 17080)  
Counsel for Defendant

**Terry & Gore**  
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**CERTIFICATE OF SERVICE**

I certify that a true and exact copy of the foregoing was served, if registered, via the Court's electronic filing system or, if not registered, deposited in the United States Mail, postage prepaid, to the following: S. Carran Daughtrey and Lynne Ingram, Assistant United States Attorneys, Office of the United States Attorney, 110 Ninth Avenue, S - Suite A961, Nashville, TN 37203-3870; and Tor Ekeland 195 Plymouth Street, Fifth Floor, Brooklyn, NY 11201 on this the 24th day of February 2015.

s/ Michael E. Terry  
MICHAEL E. TERRY  
Counsel for Defendant